

232.101A Appointment of guardian.

1. After a dispositional hearing the court may close the child in need of assistance case and appoint a guardian pursuant to sections [232D.308](#) and [232D.401](#) if all of the following conditions are met:

a. The person receiving guardianship meets the definition of custodian in [section 232.2](#).

b. The person receiving guardianship has assumed responsibility for the child prior to filing of the petition under [this subchapter](#) and has maintained placement of the child since the filing of the petition under [this subchapter](#).

c. The parent of the child does not appear at the dispositional hearing, or the parent appears at the dispositional hearing, does not object to the transfer of guardianship, and agrees to waive the requirement for making reasonable efforts as defined in [section 232.102](#).

2. If the court appoints a guardian pursuant to [subsection 1](#), the court may close the child in need of assistance case. The court shall inform the proposed guardian of the guardian's reporting duties under [section 232D.501](#) and other duties under [chapter 232D](#). The court shall direct the clerk of court, once the proposed guardian has filed an oath of office and identification, to issue letters of appointment for guardianship.

[2014 Acts, ch 1048, §1](#); [2019 Acts, ch 56, §30, 44, 45](#); [2020 Acts, ch 1062, §94](#)

Referred to in [§232.99](#), [232.103](#), [232.127](#), [232D.201](#)

2019 amendment is effective January 1, 2020, and applies to guardianships and guardianship proceedings of minors established or pending before, on, or after that date; [2019 Acts, ch 56, §44, 45](#)

Code editor directive applied